

## **II. Amendment**

Applicant amends claims 46, 64 and 67, as set forth below a complete listing of all of the claims in the Application with the status of each claim noted parenthetically, in accordance with 37 C.F.R. § 1.121. This listing of claims will replace all prior versions and listings of claims in the Application.

### **Listing of Claims**

Claims 1–45. (canceled)

Claim 46. (currently amended) An antimicrobial composition consisting essentially of:  
and in the form of a mixture free of benzyl alcohol and containing from 0.1% to 90% by weight of a polyphenol selected from the group consisting of tannins and tannic acid and 0.1% to 30% by weight of lactic acid, the mixture containing no other generally recognized as safe flavored alcohols and is free of benzyl alcohol.

Claims 47–56. (canceled)

Claim 57. (previously presented) The composition according to claim 46, , wherein the polyphenol compound is tannins.

Claim 58. (previously presented) The composition according to claim 46, wherein the polyphenol compound is tannic acid.

Claims 59–60. (canceled)

Claim 61. previously presented) The composition according to claim 46, wherein said composition consists of generally recognized as safe flavoring agents.

Claim 62. (canceled)

Claim 63. (previously presented) A microbially perishable product containing the antimicrobial composition of claim 46.

Claim 64. (currently amended) An antimicrobial composition consisting essentially of:  
and in the form of a mixture ~~free of benzyl alcohol and containing~~ of 0.1% to 90% by weight of a polyphenol selected from the group consisting of tannins and tannic acid, and 0.1% to 30% by weight of lactic acid, and at least one essential oil selected from the group consisting of oils or extracts having a high content of phenols: organum, thyme, rosemary, orange, fennel, camphor, mandarin, anise, cascarilla, estragon and pimento, the mixture containing no other generally recognized as safe flavored alcohols and is free of benzyl alcohol.

Claim 65. (previously presented) The composition according to claim 64, wherein said at least one essential oil is anise.

Claim 66. (previously presented) A microbially perishable product containing the antimicrobial composition of claim 64.

Claim 67. (currently amended) An antimicrobial composition consisting essentially of:  
and in the form of a mixture ~~free of benzyl alcohol and containing~~ of 0.1% to 90% by weight of a polyphenol selected from the group consisting of tannins and tannic acid and 0.1% to 30% by weight of lactic acid and at least one phenol compound selected from the group consisting of thymol, methyleugenol, acetyleugenol, safrol, eugenol, isoeugenol, anethole, phenol, methylchavicol (estragol; 3-(4-methoxyphenyl)-1-propene), carvacrol,  $\alpha$ -bisabolol, fornesol, anisole (methoxybenzene), and propenylguaethol (5-propenyl-2-ethoxyphenol), the mixture containing no other generally recognized as safe flavored alcohols and is free of benzyl alcohol.

Claim 68. (previously presented) The composition according to claim 67, wherein said at least one phenol compound is selected from the group consisting of thymol, methyleugenol, estragol, carvacrol,  $\alpha$ -bisabolol, farnesol, anisole and propenylguaethol.

Claim 69. (previously presented) The composition according to claim 68, wherein said at least one phenol compound is selected from the group consisting of thymol, eugenol, carvacrol, anethole, phenol and anisole.

Claim 70. (previously presented) The composition according to claim 69, wherein said at least one phenol compound is thymol.